

ORIGINAL



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DII-Emerald Springs, LLC
212 E. Rowland Street #423
Covina, CA 91723

2011 OCT -6 P 12:36

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

OCT 6 2011

DOCKETED BY

September 30, 2011

Docket Control Center
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

**RE: DII TELEPHONIC PROCEDURAL CONFERENCE (9/29/2011)—Docket No. WS-20794A-11-0140 at al
WS-20794A-11-0279**

DII-Emerald Springs, LLC ("DII") as per the instructions on the above mentioned procedural conference call; reports the following:

1. The HOA Board refuses to cooperate in providing the mailing addresses for each member (see attached email communications).
2. DII will request HOA to also email notice to all members; as this is a normal practice.
3. DII will be able to mail the notices via USPS to all members and the HOA on or before October 10, 2011. DII is currently obtaining the mailing addresses to all members from public records and other sources. The HOA will also receive an electronic copy via email for their distribution.
4. DII has contacted and provided the notice in word format to the newspaper for publication. Newspaper indicated yesterday the notice will be published on 10/5/2011. However, today they said that due to the size of the notice, the next available date for publication is 10-12-11. DII has paid and instructed the newspaper to publish the notice on 10-12-11 as it is the next available date.

If you need additional information, please contact me directly at 626-664-0602.

Sincerely:

DII-Emerald Springs, LLC
Henry Melendez, President

From: estreasurer <estreasurer@aol.com>

Bcc: diigroup@aol.com

Subject: BOARD NOTICE

Date: Fri, Sep 30, 2011 11:39 am

wrong!
I requested mailing!
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Notification:

Henry Melendez had requested the permanent address of all the residence in Emerald Springs. The board does not give out any personal information on any resident in our community. We offered to disseminate any information that seemed appropriate. Mr. Melendez advised he would use public records to obtain addresses. We want you to know that any information you receive was not run through the board prior to distribution.

Thank You.

Jim, Bruce and Chuck

Board members
Instructed TREASURER
TO Email this TO
ALL members.

From: Henry A. Melendez <diigroup@aol.com>
To: estreasurer <estreasurer@aol.com>
Bcc: rjjerrells <rjjerrells@yahoo.com>
Subject: Re: Request for mailing address for all members
Date: Thu, Sep 29, 2011 1:55 pm

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Board Members;

I appreciate your quick response... Your answer will be filed with the case file at the AZCC.

Due to the fact; this is an order from the administrative judge as part of the process, and per her recommendation, I will be using the public records from the County to find all the addresses and mail the notices....

Thanks,
Henry A. Melendez, Ph.D.
T: 626-664-0602
F: 626-529-1573
E: Diigroup@aol.com

-----Original Message-----

From: estreasurer <estreasurer@aol.com>
To: diigroup <diigroup@aol.com>
Sent: Thu, Sep 29, 2011 3:34 pm
Subject: Fwd: Request for mailing address for all members

Henry,
Reply from the Board, FYI.
Judy Jerrells

NEW BOARD MEMBER

-----Original Message-----

From: Strachan, Jim
Sent: Thu, Sep 29, 2011 12:03 pm
Subject: RE: Request for mailing address for all members

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I would rather have Henry get the board the notices and we will distribute. I do not think a mailing list should be distributed.

From: estreasurer@aol.com [<mailto:estreasurer@aol.com>]
Sent: Thursday, September 29, 2011 11:57 AM
Subject: Fwd: Request for mailing address for all members

TREASURER

Jim/Chuck/Bruce,

Unless I hear from you today that you do not want me to send Henry this requested mailing list, I will forward him our latest member mailing address listing. Since he is not asking for email addresses - which the membership had voted to not distribute - I don't see a problem, but wanted you to be advised.

Judy Jerrells

-----Original Message-----

From: Henry A. Melendez <diigroup@aol.com>
To: estreasurer <estreasurer@aol.com>
Sent: Thu, Sep 29, 2011 11:09 am
Subject: Request for mailing address for all members

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Dear Board members;

<http://mail.aol.com/34166-111/aol-6/en-us/mail/PrintMessage.aspx>

9/30/2011

This is to formally request an up to date mailing list of all members. As you may be aware the HOA requested me to apply for a Certificate of Necessity to provide sewer service to the subdivision of Emerald Springs with the Arizona Corporation Commission. As part of the process, the administrative judge has ordered me to mail via USPS a copy of public notice of hearing to the HOA and every member of the HOA.

Please confirm in an expedite manner if you intent to provide me with the list of mailing address for all members. This notice must be mailed to all members on or before October 10, 2011.

Henry A. Melendez, Ph.D.

T: 626-664-0602

F: 626-529-1573

E: Diigroup@aol.com